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UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

MAUREEN L. KRAUSE, : CIVIL NO. 1:00-cv-1922  
PLAINTIFF :  
VS. : (Magistrate Judge Smyser)  
GERALD K. KRAUSE, SR., :  
DEFENDANT :  
:

FILED  
HARRISBURG, PA  
SEP 04 2002  
MARY E. D'ANUNZIO, CLERK  
Per \_\_\_\_\_ Deputy Clerk

**MOTION FOR SUMMARY JUDGMENT**

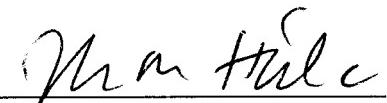
AND NOW, comes Plaintiff, Maureen L. Krause, by her attorney, Joseph M. Hill, Jr., Esquire, and moves the Court for summary judgment dismissing this case pursuant to Rule 56 of the Federal Rules of Civil Procedure and states as follows:

1. That the subject matter of this proceeding involves a divorce, brought in the Court of Common Pleas of Lebanon County, Pennsylvania to #1994-20522.
2. That the Defendant caused this matter to be referred to the United States District Court for the Middle District of Pennsylvania.
3. That the underlying issue raised by the Defendant concerns the meaning, application and enforcement of a Decree in Divorce and Property Settlement Agreement.
4. That both of the parties were residents of Lebanon County, Pennsylvania, and there is no diversity of citizenship.
5. That there are no federal questions presented by this case.

6. That this case involves the domestic relations laws and decisions thereunder in the Commonwealth of Pennsylvania and not to the laws of the United States.
7. That there is no federal jurisdiction.
8. That counsel for the Defendant does not concur with this Motion.

WHEREFORE, the undersigned respectfully requests that this matter be dismissed and remanded to the Court of Common Pleas of Lebanon County, Pennsylvania.

Dated: August 30, 2002

  
\_\_\_\_\_  
Joseph M. Hill, Jr., Esquire  
Attorney for Plaintiff  
124 South 8<sup>th</sup> Street  
Lebanon, PA 17042  
(717) 272-7171  
ID #24984

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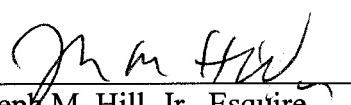
**CERTIFICATE OF SERVICE**

I hereby certify that I have, this day, served a copy of the foregoing document upon the person indicated below by depositing the same with the United States Postal Service, first class mail, postage pre-paid, addressed as follows:

Jeffrey R. Schott, Esquire  
Ira H. Weinstock, P.C.  
800 North Second Street  
Harrisburg, PA 17102

Attorney for Defendant

Dated: August 30, 2002

  
Joseph M. Hill, Jr., Esquire  
Attorney for Plaintiff  
124 South 8<sup>th</sup> Street  
Lebanon, PA 17042  
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